

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 9050

October 27, 2021

SUMMARY OF BILL: Requires employers who mandate COVID-19 vaccinations as a condition of employment to accept the following as suitable proof of vaccination for COVID-19: documentation of a complete immunization for COVID-19; documentation of a valid medical test showing the presence of COVID-19 antibodies; or a written attestation from a licensed physician that the employee has been previously infected with COVID-19 and has recovered with sufficient natural immunity to the pathogen.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumption:

- The U.S. Supreme Court issued a ruling in February 20, 1905, *Jacobson v. Massachusetts*, upholding the right of states to compel vaccination.
- Each state decides which vaccines are required based on recommendations from the Centers for Disease Control and Prevention Advisory Committee on Immunization Practices (ACIP).
- Immunization or vaccination for COVID-19 is currently not required by any state or local governmental entity in Tennessee.
- The proposed legislation will not significantly impact any programs or policies of state or local governments or caseloads in the court system; therefore, any fiscal impact is estimated to be not significant.
- If the proposed legislation prohibits a state or local entity or private business from following any future federal vaccination mandate, federal funding could be jeopardized.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner".

Krista Lee Carsner, Executive Director

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